

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

**RESPONSE OF THE ATTORNEY GENERAL TO THE
SECOND SET OF INFORMATION REQUESTS FROM BAY STATE GAS
D. T. E. 05-27**

Date: August 1, 2005

Responsible Witness: Jacob Pous

BSG-AG-2-1 Please provide copies of all prior testimony submitted to any court or regulatory agency on the subjects on which Mr. Pous has filed testimony in this proceeding.

Response: Please see Appendix A of Mr. Pous's direct testimony, AG Exhibit 6, for a list of the 160+ docket numbers reflecting the regulatory agencies and court proceedings in which Mr. Pous has testified. As Appendix A shows, Mr. Pous has testified in many proceedings throughout the nation on a number of topics, and to produce copies of each testimony would be overly burdensome to the Attorney General. Most, if not all, of the testimonies are available publicly from the agencies. In addition, the Company's witness, Mr. Earl Robinson, requested and received the available electronic information in an ongoing Florida regulatory proceeding, for which Mr. Pous prepared a CD-Rom disk with the testimonies. Unfortunately, Mr. Pous did not retain a copy of that CD-Rom disk.

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BSG-AG-2-2 Please provide all notes, workpapers, spreadsheets, calculations, or reports used, prepared or relied on by Mr. Pous in preparing his testimony, whether created by Mr. Pous or anyone else.

Response: Please see the enclosed Attachment A to BSG-AG-2-2, which are the workpapers relied upon in this case.

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BSG-AG-2-3 (a) Please provide a list of all articles or papers authorized, published or prepared by Mr. Pous on subjects contained in his testimony. (B) Provide copies of all articles or papers listed in BSG-AG-2-3(a).

Response: (a) There are none that fit the requirements of this request. (b) See response to (a).

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BSG-AG-2-4 Please provide copies of all regulatory agency or court decision, orders or rulings that address any testimony prepared or submitted by Mr. Pous, whether the subject of this proceeding or not.

Response: Please see the response to BSG-AG-2-1. Mr. Pous is unable to identify which of the numerous proceedings resulted in decisions that address his testimony.

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BSG-AG-2-5 Please list the other principals at Diversified Utility Consultants and indicate the areas upon which each is qualified to testify.

Response: The only other principal at D.U.C., aside from myself, is Daniel Lawton, whose expertise is basically in all utility rate matters.

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BSG-AG-2-6 Has Mr. Pous participated in any proceeding where a steel mains replacement program was approved by order or settlement by a public utility commission for use by a natural gas distribution company? If so, did that order or orders approve any adjustment mechanism by which the cost of such mains replacement program would be recovered?

Response: I have participated in one or more such proceedings but am unaware as to whether they resulted in such orders.